

## Summary

This thesis is focused on the theme of unlawful use of a copyrighted work. The main aim of this work is to provide a fundamental insight into the current state of protection of rights belonging to the authors in the Czech Republic, emphasizing the exclusive right of exploitation. Furthermore by using the examples of selected forms of exploitation this thesis aims to delineate a certain line between a lawful and unlawful use of a copyrighted work, especially with regard to the case law of the CJEU. This thesis is composed of four chapters, which are divided into sections and subsections.

Chapter One is an introductory chapter which provides definition of a copyrighted work and explains the content of exclusive rights of authors to their works. Chapter Two focuses on the right of exploitation. It describes various forms of exploitation of copyrighted works and also deals with the regulation of a license agreement and the non-contractual use of works secured by the exceptions and limitations of copyright. The legislative changes caused by the recodification of Czech civil legislation are also reflected. Chapter Three examines the means of protection provided by the Czech law in case of a copyright infringement. It contains a list of private claims which the author can use against the offender along with the protection provided by criminal and administrative law. The last chapter is dedicated to current issues of making the copyrighted works available to the public. Its first section deals with the development of the right of communication to the public in the case law of the CJEU. The stress is put on the explanation of grounds which led the CJEU to its conclusions and the identification of pertinent weaknesses in the reasoning of the court. The second section of the last chapter brings an insight on the legal nature of hyperlinks.